EXAMINER'S AMENDMENT

1.   This Office action is responsive to the amendment filed 29 December 2009.

2.   An examiner's amendment to the record appears below. Should the changes

and/or additions be unacceptable to applicant, an amendment may be filed as provided by

37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no

later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview

with Vincent Anderson on 11 March 2010.

The application claims have been amended as follows:

Claim 9. (Currently Amended) A system, comprising:

a basic input output system that comprises:

a first module to perform system initialization for a computing device; ~~and~~

a second module to back up one or more files of the computing device in

response to a backup request and to restore one or more files of the computing

device in response to a recovery request[,];

a user interface to enable a user of the computer device to save one or

more backup points that comprises one or more from a group comprising time

information on the backup operation, type of the backup operation, information

on content to be backed up in the backup operation, information to identify the

content[,]; and

a point management module to establish a relationship among the backup

points and locate a backup point associated with the recovery request based on the

relationship.

Claim 10. (Cancelled)

Claim 29. (Currently Amended) A ~~tangible~~ machine readable storage medium

comprising machine readable code that in response to being executed result in a

firmware to

        activate a basic input and output system of a computing device to perform

a restoration operation on data of a computing device in response to a recovery

request[;], and perform a backup operation on the computing device in response

to a backup request;

        provide a user interface in the firmware to enable a user of the computer

device to save one or more backup points that comprises one or more from a

group comprising time information on the backup operation, type of the backup

operation, information on content to be backed up in the backup operation,

information to identify the content; and

        establish a relationship among the backup points and locate a backup point

associated with the recovery request based on the relationship.

Claims 30-35. (Currently Amended) replace "machine readable medium" with

--machine readable storage medium-- in lines 1 and 2.

3.   Claims 1-9 and 11-35 are allowed.

4.   Any inquiry concerning this communication or earlier communications from the

examiner should be directed to ALBERT WANG whose telephone number is (571)272-

3669. The examiner can normally be reached on M-F (9:30 - 6:00).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Thomas C. Lee can be reached on 571-272-3667. The fax phone number for

the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the

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published applications may be obtained from either Private PAIR or Public PAIR. Status

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800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Albert Wang/
Primary Examiner, Art Unit 2115